

DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or the below named inventors are the original, first and joint inventors (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **DEVICE FOR FILLING A CIGARETTE TUBE WITH A METERED AMOUNT OF TOBACCO**, the Specification of which:

☒ is attached hereto.
☐ was filed on _____ as Application Serial No. _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby direct that all correspondence and telephone calls be addressed to Terril G. Lewis, Reg. No. 46,065, Wong Cabello, LLP, 20333 SH 249, Suite 600, Houston, Texas 77070, (832) 446-2422.

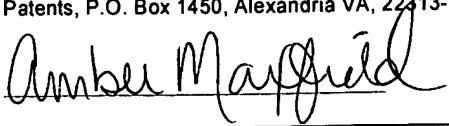
I hereby claim priority to the following U.S. Provisional Patent Application pursuant to 35 U.S.C. § 119(e):

Serial no. 60/428,199, filed November 21, 2002.

I HEREBY DECLARE THAT ALL STATEMENTS MADE OF MY OWN KNOWLEDGE ARE TRUE AND THAT ALL STATEMENTS MADE ON INFORMATION AND BELIEF ARE BELIEVED TO BE TRUE; AND FURTHER THAT THESE STATEMENTS WERE MADE WITH THE KNOWLEDGE THAT WILLFUL FALSE STATEMENTS AND THE LIKE SO MADE ARE PUNISHABLE BY FINE OR IMPRISONMENT, OR BOTH, UNDER SECTION 1001 OF TITLE 18 OF THE UNITED STATES CODE AND THAT SUCH WILLFUL FALSE STATEMENTS MAY JEOPARDIZE THE VALIDITY OF THE APPLICATION OR ANY PATENT ISSUED THEREON.

Inventor's Full Name:	Larry	E.	Moser
Inventor's Signature:	<i>Larry E. Moser</i>		
Country of Citizenship:	U.S.A	Date:	11/10/03
Residence Address: (street, number, city, state, and/or country)	312 Goodwin Road Marysville, Indiana 47141		
Post Office Address: (if different from above)	n/a		

Inventor's Full Name:	Robert	J.	Daily
Inventor's Signature:	<i>[Signature]</i>		
Country of Citizenship:	U.S.A	Date:	11-10-03
Residence Address: (street, number, city, state, and/or country)	3016 Autumn Hill Trail New Albany, Indiana 47150		
Post Office Address: (if different from above)	n/a		

CERTIFICATE OF EXPRESS MAIL	
NUMBER <u>EV 405192714 US</u>	
DATE OF DEPOSIT <u>11-14-03</u>	
<p>I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria VA, 22313-1450.</p>	
	Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(PATENT)

In re Application of:	§	Group Art Unit: unk
Larry E. Moser et al.	§	
	§	Examiner: unk
Assignee: Cousins Distributing, Inc.	§	
	§	Examiner phone: unk
Serial No.: unk	§	
	§	Atty. Dkt. No.: 247-0039US
Filed: herewith	§	
	§	
For: Device for Filling a Cigarette Tube	§	
with a Metered Amount of Tobacco	§	

ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73
POWER OF ATTORNEY, AND CORRESPONDENCE ADDRESS

Commissioner for Patents
P.O. Box 1450
Alexandria VA, 22313-1450

Sir:

The Assignee of record of the entire interest in the above-identified application by virtue of an assignment to be recorded in the United States Patent and Trademark Office as set forth below, hereby elects, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventors.

The Assignee hereby revokes any previous Powers of Attorney and appoints:

Practitioners at Customer Number 29855

to prosecute the application, to make alterations and amendments therein, to transact all business in the Patent and Trademark Office in connection therewith, and to receive any Letters Patent, to prosecute any continuation or divisional application stemming from this application, and for one year after issuance of such Letters Patent to file any request for a certificate of correction that may be deemed appropriate.

Pursuant to 37 C.F.R. § 3.73, the undersigned has reviewed the evidentiary documents, specifically the Assignments to Cousins Distributing, Inc., referenced below, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee. The undersigned is authorized to act on behalf of the assignee with respect to this submission.

Please direct all communications as follows:

Terril G. Lewis, Reg. No. 46,065
Wong Cabello, LLP
20333 SH 249, Suite 600
Houston, Texas 77057-2198
~~(713) 787-1499~~
(832) 446-2422

ASSIGNEE:
Cousins Distributing, Inc.

By: Mark A. Baldwin

Name: Mark A. Baldwin

Title: President

Date: 11-13-2003

ASSIGNMENT: filed concurrently herewith for recordation.